

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Jonathan Rourke, et al.

**Serial No.:** Not yet assigned

**Filed:** Herewith

### For: Micro-Porous Mesh Stent with Hybrid Structure

**Group Art Unit: N/A**

**Examiner:** N/A

## INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby disclose to the Patent Office patents, publications, and other information of which they are aware. A Form PTO-1449 listing the above items for consideration by the examiner is attached hereto. Copies of the cited references were previously cited by or submitted to the Patent Office in connection with the prior application Serial No. 09/929,474 which this application claims priority under 35 U.S.C. § 120. Accordingly, copies of the cited references are not being separately provided in this application pursuant to 37 C.F.R. § 1.98(d).

CERTIFICATE OF MAILING  
(37 C.F.R. §1.10)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' in an envelope addressed to Commissioner for Patents, P.O. Box 1450 Alexandria Virginia 22313-1450

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The items cited on the attached Form PTO-1449 may or may not be material to the patentability of the claims in the above-identified application, and their submission is not to be construed as an admission that the items are material or considered to be material (37 C.F.R. § 1.97(h)), or even that they qualify as "prior art" under 35 U.S.C. § 102 with respect to the claimed invention unless specifically designated as such. Identification of any publication or patent having an issue date or a publication date after the statutory bar date is not an admission that the publication was published, or that the patent was filed, before the invention claimed in this application was made by Applicants.

The filing of this Information Disclosure Statement is not to be construed to mean that a search has been made or that additional information material to the examination of this application does not exist.

No Fee

Because this statement is being submitted prior to the first action on the merits, no fee is required under 37 C.F.R. § 1.97(b). However, should the Patent Office determine that a fee is required, the Assistant Commissioner is hereby authorized to charge Deposit Account No. 12-2475 for the fee.

Respectfully submitted,  
ORRICK, HERRINGTON & SUTCLIFFE LLP

Dated: November 21, 2003

By 

Charles C. Fowler  
Reg. No. 39,675  
Attorney for Applicants

4 Park Plaza, Suite 1600  
Irvine, California 92614  
(949) 567-6700 Telephone  
(949) 567-6710 Facsimile

<b>FORM PTO-1449</b>  <b>LIST OF PATENTS AND OTHER ITEMS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT</b>  (Use several sheets if necessary)	<b>ATTY. DOCKET NO.</b> 702563.4010	<b>SERIAL NO.</b> Not yet assigned
	<b>APPLICANT:</b> Rourke, et al	
	<b>FILING DATE:</b> Herewith	<b>GROUP:</b>

U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB CLASS	FILING DATE
		5,441,515	8/1995	Khosravi, et al.			
		5,443,500	8/1995	Sigwart			
		5,609,627	3/11/1997	Goicoechea, et al.			
		5,720,735	2/1998	Dorros			
		5,800,517	9/1998	Anderson, et al.			
		5,824,053	10/1998	Khosravi, et al.			
		5,824,054	10/1998	Khosravi, et al.			
		5,827,322	10/1998	Williams			
		5,972,027	10/26/1999	Johnson			
		5,980,554	10/1998	Lenker, et al.			
		5,980,565	11/1999	Jayataman			
		6,004,347	12/21/1999	McNamara, et al.			
		6,015,433	1/18/2000	Roth			
		6,048,360	4/2/2000	Khosravi, et al.			
		6,110,198	8/29/2000	Fogarty			
		US 2001/0039449 A1	11/8/2001	Johnson, et al.			

FOREIGN PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES NO

<b>Examiner</b>	<b>DATE CONSIDERED:</b>
EXAMINER: Initial if reference is considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include a copy of this form with next communication to applicant	

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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, etc.)		
		PCT Publication No. WO 99/07308, "Microporous Stent and Implantation Device," February 18, 1999
		EPO Publication No. EP 0 875 218 A2, "Porous Medicated Stent," April 15, 1998
		PCT Publication No. WO 99/62432, "Endovascular Thin Film Devices and Methods for Treating and Preventing Stroke," December 9, 1999

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